

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

JUL 25 2013


JULIA C. HOLEY, CLERK  
BY:   
DEPUTY CLERK

UNITED STATES OF AMERICA,	)	
	)	Criminal No. 5:02cr30041-004
	)	
v.	)	<u>ORDER</u>
	)	
WILLIAM PETTIS	)	By: Samuel G. Wilson
	)	United States District Judge

In accordance with the accompanying memorandum opinion, it is **ORDERED** and  
**ADJUDGED** as follows:

1. Pettis' motion for "appropriate relief" pursuant to 28 U.S.C. § 2255 is **DENIED**;
2. The clerk is **DIRECTED** to redocket the motion (ECF No. 159) as a § 2255 motion;
3. The § 2255 motion is hereby **DENIED** without prejudice as successive and stricken from the active docket; and
4. A Certificate of Appealability is **DENIED**, based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right.

**ENTER:** July 25, 2013.

  
UNITED STATES DISTRICT JUDGE